

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

v.

ALEXANDER SITTENFELD,

a/k/a “P.G. Sittenfeld,”

Defendant.

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CASE NO. 1:20-CR-142

JUDGE COLE

**GOVERNMENT RESPONSE TO
DEFENDANT’S MOTION TO REVISE
EXISTING CALENDAR ORDER**

The government disagrees with the premise of the Defendant’s Motion to Revise Existing Calendar Order. (Doc. 83 at PageID 853). The government has made clear that it will provide Jencks Act (witness statements) and *Giglio* (impeachment) material at least 30 days before trial, well before required under the law or the common practice in this Court.¹ The government has already produced a substantial amount of Jencks Act material in the course of discovery. The government intends to provide its exhibits and witness list to the Court consistent with this Court’s order, which is consistent with the procedures followed in this District. *See also United States v. Perkins*, 994 F.2d 1184, 1190 (6th Cir. 1993) (defendant not entitled to government witness list pretrial); *United States v. Prince*, 618 F.3d 551, 562 (6th Cir. 2010) (same regarding exhibit list). Thus, the government is not “withholding full disclosure,” as the Defendant states—it is following the law and this Court’s procedures in criminal cases.

With that said, the government does not oppose a reasonable extension of the motions filing deadline in the current scheduling order if an extension is necessary for preparation of the defense.

¹ This issue has been thoroughly briefed in response to the Defendant’s motions to compel, and the government rests on those filings.

Respectfully submitted,

KENNETH L. PARKER
United States Attorney

s/ Matthew C. Singer

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CERTIFICATE OF SERVICE

I hereby certify that the foregoing was filed with the Court's CM/ECF System this 12th day of April 2022, which provides electronic notice to all parties.

s/ Matthew C. Singer

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